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APPLICANT: Jeurgen A. Kortenbach et al.

GROUP ART UNIT: 3731

SERIAL NO.: 10/010,912

EXAMINER:

FILED: December 6, 2001

ATT'Y DOCKET: SYN-039D

FOR: Surgical Device Having a
Handle Adapted to Impart Tensile
and Compressive Forces to Elements
at a Distal End of the Device
Deform a Clip

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited
with the United States Postal Service as first class mail in
an envelope addressed to: Commissioner of Patents and
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David P. Gordon
David P. Gordon
Reg No. 29,996
Date 9/19/02

Sir:

SUBMITTAL OF DOCUMENTS PURSUANT TO DUTY OF DISCLOSURE

Pursuant to applicant's duty of disclosure 37 CFR Section 1.56, enclosed is a completed form PTOL-1449 as well as copies of the cited documents which relate to the above-referenced patent application. Since this document submittal is being presented prior to the first examination on the merits, no fee is due herewith.

The listed documents are brought to the Examiner's attention because they are known to the applicant and/or the applicant's attorney and may be considered by the Examiner to be material to his/her examination. This listing should not be construed as representation that a search has been made or that no better art exists. No inference should be made that the documents are in fact material merely because they are referenced herein. Moreover, no representation is made that the brief descriptions of the references herein necessarily describe the most material aspects of the references. Further, by this listing, the applicant is not making any admission regarding the relative dates of the invention and listed disclosures.

Respectfully submitted,

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10